



Docket No.

12294.2

# Declaration and Power of Attorney For Patent Application

## English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

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the specification of which  
(check one)

is attached hereto.

was filed on October 29, 2003 as United States Application No. or PCT International Application Number 10/696,542

and was amended on \_\_\_\_\_  
(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

#### Prior Foreign Application(s)

#### Priority Not Claimed




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I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

(Application Serial No.)	(Filing Date)
(Application Serial No.)	(Filing Date)
(Application Serial No.)	(Filing Date)

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (list name and registration number)

Dale E. Hulse, Registration No. 29,654  
 Berne S. Broadbent, Registration No. 30,550  
 Todd E. Zenger, Registration No. 33,610  
 Michael F. Krieger, Registration No. 35,232  
 Kenneth E. Horton, Registration No. 39,481  
 N. Kenneth Burraston, Registration No. 39,923  
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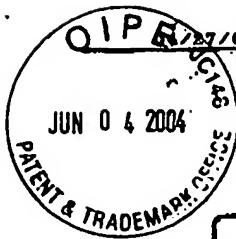
Full name of sole or first inventor <i>Malcolm A. Roberts</i>		Legal Representative of the Deceased Inventor
Sole or first inventor's signature		Date <i>3-29-04</i>
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Full name of second inventor, if any Edwin V. Davis, II		
Second inventor's signature <i>Edwin V. Davis, II</i>		Date <i>3-29-04</i>
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Citizenship USA		
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DECLARATION		LEGAL REPRESENTATIVES (35 U.S.C. 117)	
		Supplemental Sheet	
		Page _____ of _____	
Name of Legal Representative:		<input type="checkbox"/> A petition has been filed for this non-signing legal representative	
Given Name (first and middle (if any))		Family Name or Surname	
Marilyn H. <i>Marilyn H. Roberts</i>		Roberts	
Legal Representative's Signature		Date 5/28/04	
Residence: City	Salt Lake City	State	UT
Mailing Address	2726 East Wasatch Drive #5		
Mailing Address			
City	Salt Lake City	State	UT
Zip	84108	Country	USA
Name of Additional Legal Representative, if any:		<input type="checkbox"/> A petition has been filed for this non-signing legal representative	
Given Name (first and middle (if any))		Family Name or Surname	
Legal Representative's Signature			
Residence: City		State	
Mailing Address			
Mailing Address			
City		State	
Zip		Country	
Name of Additional Legal Representative, if any:		<input type="checkbox"/> A petition has been filed for this non-signing legal representative	
Given Name (first and middle (if any))		Family Name or Surname	
Legal Representative's Signature		Date	
Residence: City		State	
Mailing Address			
Mailing Address			
City		State	
Zip		Country	

This collection of information is required by 35 U.S.C. 117 and 37 CFR 1.42, 1.48, 1.63 and 1.64(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is guaranteed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form, and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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TO THE UNITED STATES PATENT AND TRADEMARK  
OFFICE: PLEASE STAMP AND RETURN. THANK YOU.

SUBMITTED:

- Response to Notice to File Missing Parts, in duplicate (3 pgs)
- Declaration and Power of Attorney for Patent Application (3 pgs)
- Copy of the Notice to File Missing Parts (2 pgs)
- Change of Attorney, Docket No. (1 pg)
- Postcard

APPLICANT: Jack E. Roberts et al.  
FOR: PROVIDING STOCK SHARES HAVING  
ASSOCIATED RIGHTS TO A CRUISE  
SERIAL NO.: 10/696,542  
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